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VIA ELECTRONIC FILING

Mr. Charles L.A. Terreni, Esquire
Chief Clerk/Administrator
Public Service Commission of South Carolina
101 Executive Center Dr., Suite 100
Columbia, SC 29210

Re: Application of Jacabb Utilities, LLC for Approval of a Contract with The Cliffs at Keowee Springs, LLC to Serve The Cliffs at Keowee Springs Development
Docket No. 2008-240-S

Dear Mr. Terreni:

The South Carolina Office of Regulatory Staff ("ORS") reviewed the Amended Application filed on February 4, 2009 by Jacabb Utilities, LLC. The Amended Application in paragraph 2 seeks approval of a contract which implements the rates and fees approved in Order No. 2003-141. However, upon review, the contract tap fee (\$0) and availability fee (\$25) are different from the tariff tap fee (\$500) and availability fee (\$0) approved in Order No. 2003-141. Based on conversations with Jacabb Utilities, LLC, ORS understands the reference to Order No. 2003-141 was intended for all of the rates listed in the Order except for the tap fee and availability fee. ORS further understands that Jacabb's request is for approval of the contract which lists the agreed upon contracted rates. Accordingly and pursuant to Commission Statute §58-5-240(G) and Regulations 103-503, 103-512.2.2, and 103-541, ORS has no objection to Jacabb's request for approval of the contract with The Cliffs at Keowee Springs, LLC.¹

Respectfully submitted,

Shannon Bowyer Hudson
Shannon Bowyer Hudson

cc: James S. Eakes, Esquire

¹ In the event ORS is presented in the future with an application and contract under circumstances similar to those presented in this docket, ORS reserves its right to object.